

THE UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION

In Re:
SCOTT VINCENT VAN DYKE
Debtor(s)

§
§
§

Case No. 21-60052-CML

Chapter 7

**CHAPTER 7 TRUSTEE'S SECOND MOTION FOR EXTENSION
OF TIME TO OBJECT TO DISCHARGE**

This motion seeks an order that may adversely affect you. If you oppose the motion, you should immediately contact the moving party to resolve the dispute. If you and the moving party cannot agree, you must file a response and send a copy to the moving party. You must file and serve your response within 21 days of the date this was served on you. Your response must state why the motion should not be granted. If you do not file a timely response, the relief may be granted without further notice to you. If you oppose the motion and have not reached an agreement, you must attend the hearing. Unless the parties agree otherwise, the court may consider evidence at the hearing and may decide the motion at the hearing.

Represented parties should act through their attorney.

COMES NOW Catherine S. Curtis, Chapter 7 Trustee, and files this *Chapter 7 Trustee's Second Motion for Extension of Time to Object to Discharge*, and in support respectfully represents:

1. On May 25, 2021, SCOTT VINCENT VAN DYKE, filed his voluntary petition under Chapter 11 of the Bankruptcy Code.
2. On January 31, 2022, the case converted to a Chapter 7, and on February 11, 2022, Catherine Stone Curtis was appointed Chapter 7 Trustee to administer the assets of the bankruptcy estate ("the Estate").
3. The Meeting of Creditors pursuant to Section 341 of the Bankruptcy Code ("the 341 Meeting") has been held and concluded as of May 20, 2022.
4. The Trustee and the Debtor's counsel have engaged in settlement discussions. Matters

relating to the Debtor's scheduled assets and business interests are pertinent to those discussions. A 2004 exam for the Debtor is expected to be set for July 2022, once parties agree to a date.

5. Pursuant to Federal Rule of Bankruptcy Procedure 4004(b)(1), "[o]n motion of any party in interest, after notice and hearing, the court may for cause extend the time to object to discharge... ..the motion shall be filed before the time [to object] has expired." FED. R. BANKR. P. 4004(b)(1). In a chapter 7 case, a complaint or motion to object to discharge must be filed no later than sixty (60) days after the first date set for the 341 Meeting. FED. R. BANKR. P. 4004(a).

6. In this case, the deadline to object to discharge has been set for July 1, 2022. The Trustee requests a second extension of time to object to discharge, to August 5, 2022, for the Trustee, United States Trustee, and creditors. This Motion is timely as it is filed before the time to object to discharge has expired.

WHEREFORE, the Trustee prays that the Court grant the relief requested in the Motion, and extend the deadline to object to discharge to August 5, 2022, and for any other relief the Trustee is entitled to, in law or equity.

Respectfully submitted,

Date: June 29, 2022

/S/CATHERINE STONE CURTIS

Catherine Stone Curtis

TBN: 24074100

Federal ID No.: 1129434

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Chapter 7 Trustee

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing has been served on all necessary parties in accordance with FRBP 2002 on the date it was filed electronically or within two business days thereafter.

VIA ELECTRONIC NOTICE:

U.S. Trustee

US Trustee
606 N Carancahua Ste 1107
Corpus Christi, TX 78401

VIA ELECTRONIC NOTICE AND VIA FIRST CLASS MAIL:

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Houston, TX 77006

Debtor

Brendon D. Singh
Tran Singh, LLP
2502 La Branch Street
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Debtor's Counsel

And to all parties on the attached matrix via First Class U.S. Mail.

And to all parties requesting notice by ECF Notice.

/S/CATHERINE STONE CURTIS

Catherine Stone Curtis

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